

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF PENNSYLVANIA

C.H. GUERNSEY & COMPANY, INC., an )  
Oklahoma Corporation, )  
Plaintiff, ) C.A. No. 2:09-CV-00768-GLL  
v. )  
DICK CORPORATION, a Pennsylvania )  
Corporation, and its successor, DCK )  
WORLDWIDE, LLC, a Delaware Limited )  
Liability Company, )  
Defendants. )

**RULE 41(a) STIPULATION OF  
VOLUNTARY DISMISSAL WITH PREJUDICE OF ACTION**

Plaintiff, C.H. Guernsey & Company, Inc., by its undersigned counsel, and pursuant to Fed.R.Civ.P. 41(a)(1) and (2), hereby stipulates to the voluntary dismissal with prejudice of this action in its entirety, including all claims of Plaintiff against all the Defendants in its Complaint, with each party to bear its own costs and expenses, including attorneys' fees. No Counterclaim was filed by any Defendant. Pursuant to Rule 41(a)(1), counsel of record for all parties to this action have signed this Stipulation as provided below to acknowledge their consent.

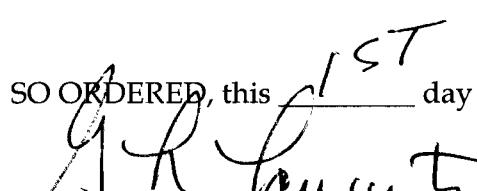
FOR C.H. GUERNSEY & COMPANY, INC.

/s/ Scott D. Cessar  
Scott D. Cessar, Esquire  
Eckert Seamans Cherin & Mellott, LLC  
U.S. Steel Tower, 44th Floor  
600 Grant Street  
Pittsburgh, PA 15219-2788  
412-566-2581  
Dated: June 1, 2011

FOR DICK CORPORATION

/s/ Kevin P. Lucas  
Kevin P. Lucas, Esquire  
Pa. I.D. No. 25596  
Manion McDonough & Lucas, P.C.  
600 Grant Street, Suite 1414  
Pittsburgh, PA 15219  
412-232-0215  
Dated: June 1, 2011

SO ORDERED, this 1<sup>ST</sup> day of June, 2011.

  
Hon. Gary L. Lancaster, Chief U.S. District Judge